

FILED  
CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

2/24/2020 4:25 pm

-----X  
ERIC TODD OWENS,

U.S. DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK  
LONG ISLAND OFFICE

Plaintiff,

-against-

ORDER  
19-CV-5333(JMA)(AKT)

CHECKR INC., UBER TECHNOLOGIES,

Defendants.

-----X  
AZRACK, United States District Judge:

By Order dated January 10, 2020, the Court denied the application of pro se plaintiff Eric Todd Owens to proceed in forma pauperis without prejudice and with leave to renew upon completion of the enclosed long form in forma pauperis application (AO 239) within fourteen (14) days from the date of the Order. (ECF No. 11.) Alternatively, plaintiff was advised that he could remit the \$400 filing fee within the same time period. (See Id.) The Order also “cautioned that a failure to timely comply with this Order will lead to the dismissal of the complaint without prejudice and judgment will enter.” (Id. at 2.)

To date, plaintiff has not paid the filing fee, nor has he filed the long form in forma pauperis application. Accordingly, the amended complaint is dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(b). The Clerk is directed to mail a copy of this Order to the pro se plaintiff at his last known address, to enter judgment, and to close this case.

The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith and therefore in forma pauperis status is denied for the purpose of any appeal. See Coppedge v. United States, 369 U.S. 438, 444–45 (1962).

SO ORDERED.

Dated: February 24, 2020  
Central Islip, New York

\_\_\_\_\_  
/s/ (JMA)  
Joan M. Azrack  
United States District Court